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**FISCAL IMPACT STATEMENT**

**LS 7538**

**BILL NUMBER: SB 344**

**NOTE PREPARED: Jan 4, 2007**

**BILL AMENDED:**

**SUBJECT:** Release of Criminal Intelligence Information.

**FIRST AUTHOR:** Sen. Wyss

**FIRST SPONSOR:**

**BILL STATUS:** As Introduced

**FUNDS AFFECTED: X GENERAL  
DEDICATED  
FEDERAL**

**IMPACT:** State & Local

**Summary of Legislation:** This bill permits criminal intelligence information to be released to a noncriminal justice agency if: (1) the person releasing the information reasonably believes that its release is necessary to prevent or to mitigate the effects of a criminal act, including a terrorist act; or (2) the noncriminal justice agency is responsible for developing a strategy to prevent or respond to terrorism.

**Effective Date:** July 1, 2007.

**Explanation of State Expenditures:** This bill is anticipated to have minimal effect on state expenditures.

Criminal intelligence information is defined in statute as information on identifiable individuals compiled in an effort to anticipate, prevent, or monitor possible criminal activity, including terrorist activity. It does not include criminal investigative information which is information on identifiable individuals compiled in the course of the investigation of specific criminal acts. (IC 5-2-4-1)

Criminal intelligence is developed by using surveillance, informants, interrogation, and research, or may be gathered on the "street" by individual police officers. The information is gathered or collated, analyzed, recorded, reported, and disseminated by law enforcement agencies concerning types of crime, identified criminals, and known or suspected criminal groups.

Under current law, this information is restricted to use only by other criminal justice agencies. A criminal justice agency is any agency or department of any level of government which performs as its principal function the apprehension, prosecution, adjudication, incarceration, rehabilitation of criminal offenders, or location of parents with child support obligations. (IC 5-2-4-1) Releasing this information to any agency or

group that is not a criminal justice agency is a Class A misdemeanor. This bill would provide some exceptions if the person believes that releasing the information is necessary to prevent or mitigate the effects of a criminal act.

**Explanation of State Revenues:**

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:**

**State Agencies Affected:**

**Local Agencies Affected:** Local law enforcement agencies.

**Information Sources:** <http://www.answers.com/topic/criminal-intelligence>

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